

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Group Art Unit: To Be Assigned
)	
ANDERSON et al.)	Examiner: To Be Assigned
)	
Divisional application of:)	Atty. Docket No. GP106-09.DV2
Application Serial No. 09/821,486)	
)	
Filed: November 17, 2003)	
)	
For: COLLECTION DEVICE)	

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)(1)**

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant brings to the Examiner's attention the references listed on the enclosed PTO/SB/08 forms (two copies of each) for consideration in connection with the examination of the above-identified application. Each listed reference was previously cited during the prosecution of parent application Serial No. 09/821,486. Accordingly, copies of these references are not enclosed herewith.

In accordance with 37 C.F.R. § 1.97(b)(1), this Information Disclosure Statement is being submitted within three months of the certified filing date of the instant application.

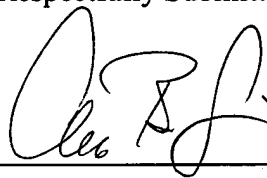
Applicant respectfully requests that the Examiner indicate consideration of the cited references by returning a copy of the enclosed PTO/SB/08 forms with the Examiner's initials or other appropriate marks.

IDS

Divisional Application of:
Application Serial No. 09/821,486
Atty. Docket No. GP106-09.DV2

No fee is believed due in connection with this Information Disclosure Statement. If Applicant is mistaken, please charge the amount due to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

Respectfully Submitted,



By:

Charles B. Cappellari
Registration Number 40,937
Attorney for Applicants

Date: November 17, 2003

GEN-PROBE INCORPORATED
Patent Department
10210 Genetic Center Drive
San Diego, California 92121
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FAX: 858-410-8928

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	15
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Application Number

Filing Date	November 17, 2003
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First Named Inventor	Bruce W. Anderson
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Art Unit	To Be Assigned
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Examiner Name	To Be Assigned
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Attorney Docket Number	GP106-09.DV2
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U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY)	ATTY. DOCKET NO. GP106-06.CN1	APPLICANT ANDERSON et al. FILING DATE March 29, 2001 GROUP To Be Assigned
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U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
		R	e	2	7	6	3	7	5/08/73	Roach			
				7	5	4	9	4	8	3/15/04	White		
		1	4	3	1	8	7	1	10/10/22	Burnet			
		1	7	0	2	1	8	2	2/12/29	Van Vlijmen			
		2	2	0	6	1	1	8	7/02/40	Pahls et al.			
		2	2	4	0	1	0	1	4/29/41	Smith			
		3	3	1	8	4	9	6	5/09/67	Ayotte et al.			
		3	4	6	0	7	0	2	8/12/69	Andrews			
		3	4	7	5	1	2	7	10/28/69	Gilford			
		3	4	8	0	1	6	9	11/25/69	Hammes			
		3	4	9	4	2	0	1	2/10/70	Roach			
		3	5	5	2	5	9	1	1/05/71	Wimmer			
		3	5	7	8	0	3	7	5/11/71	Flynn			
		3	6	0	7	0	9	8	7/21/71	Strande			
		3	6	7	6	0	7	6	7/11/72	Grady			
		3	7	2	0	3	4	3	3/13/73	Irish, Jr.			
		3	7	7	4	4	5	5	11/27/73	Seidler et al.			
		3	8	5	3	2	1	7	12/10/74	Scordato et al.			

FOREIGN PATENT DOCUMENTS														
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO

EXAMINER INITIAL	A	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
		Gen-Probe Incorporated Product Literature: "FACE 2 Specimen Collection Guide" (1996).

EXAMINER	DATE CONSIDERED
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	

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	3	8	9	8	0	4	6	8/05/75	Ikeda et al.			
	3	9	5	7	6	5	3	5/18/76	Blecher			
	4	0	5	3	0	8	4	10/11/77	Anderson			
	4	0	5	9	2	0	1	11/22/77	Foster			
	4	0	6	6	6	4	6	1/03/78	LeBlanc, Jr. et al.			
	4	1	1	1	3	2	6	9/05/78	Percarpio			
	4	1	3	4	5	1	2	1/16/79	Nugent			
	4	1	3	6	7	9	4	1/30/79	Percarpio			
	4	1	5	0	9	5	0	4/24/79	Takeguchi et al.			
	4	1	5	1	2	5	6	4/24/79	Pedersen			
	4	1	5	2	2	6	9	5/01/79	Babson			
	4	1	7	8	9	7	6	12/18/79	Weiler et al.			
	4	1	8	6	8	4	0	2/05/80	Percarpio			
	4	1	8	7	9	5	2	2/12/80	Percarpio			
	4	2	0	7	9	8	8	6/17/80	Prouty et al.			
	4	2	0	9	1	2	6	6/24/80	Elias			
	4	2	2	6	3	3	3	10/07/80	Percarpio			
	4	2	3	0	6	6	4	10/28/80	Cais			

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	4	2	3	4	1	0	3	11/18/80	Strobl, Jr. et al.			
	4	2	3	6	6	4	6	12/02/80	Ganz, Jr. et al.			
	4	2	4	3	1	5	0	1/06/81	Gunn et al.			
	4	2	4	8	3	5	5	2/03/81	Kolb et al.			
	4	2	6	1	4	7	4	4/14/81	Cohen			
	4	2	6	5	2	4	2	5/05/81	Cohen			
	4	2	6	6	6	8	7	5/12/81	Cummings			
	4	2	7	8	4	3	7	7/14/81	Haggar			
	4	2	9	0	5	3	4	9/22/81	Percarpio			
	4	2	9	5	5	7	2	10/20/81	Percarpio			
	4	3	0	1	9	3	6	11/24/81	Percarpio			
	4	3	3	8	7	6	4	7/13/83	Percarpio			
	4	3	5	3	8	6	8	10/12/82	Joslin et al.			
	4	3	9	0	1	1	1	6/28/83	Robbins et al.			
	4	4	1	1	7	2	1	10/25/83	Wishart			
	4	4	6	5	2	0	0	8/14/84	Percarpio			
	4	4	7	7	7	1	0	10/16/84	Zawadzka et al.			
	4	5	1	5	7	5	2	5/07/85	Miramanda			

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	4	5	1	9	5	1	3	5/28/85	Weiler et al.			
	4	5	3	1	6	4	9	7/30/85	Shull			
	4	5	3	9	8	5	5	9/10/85	Jacobs			
	4	5	4	5	4	9	7	10/08/85	Martha, Jr.			
	4	5	5	7	8	9	9	12/10/85	Schoonover et al.			
	4	5	7	6	2	9	7	3/18/86	Larson			
	4	6	5	2	4	2	9	3/24/87	Konrad			
	4	6	6	4	2	7	4	5/12/87	Konrad			
	4	6	8	2	7	0	3	7/28/87	Kasai et al.			
	4	6	9	3	8	3	4	9/15/87	Hossom			
	4	7	0	3	8	6	5	11/03/87	Bates			
	4	7	0	7	3	3	7	11/17/87	Jeffs et al.			
	4	7	6	9	3	3	5	9/06/88	Schmidt et al.			
	4	7	8	9	6	3	9	12/06/88	Fleming			
	4	8	0	8	3	8	1	2/28/89	McGregor et al.			
	4	8	1	3	4	3	2	3/21/89	Saint-Amand			
	4	8	4	9	1	7	3	7/18/89	Chang			
	4	8	5	9	6	1	0	8/22/89	Maggio			

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	4	8	6	3	0	5	1	9/05/89	Eibner et al.			
	4	8	6	3	4	5	3	9/05/89	Berger et al.			
	4	9	6	1	9	8	6	10/09/90	Galda et al.			
	4	9	7	8	5	0	4	12/18/90	Nason			
	4	9	9	9	1	6	3	3/12/91	Lennon et al.			
	5	0	1	6	7	7	0	5/21/91	Rizzardi			
	5	0	3	9	0	1	2	8/13/91	Inaba			
	5	0	5	7	3	6	5	10/15/91	Finkelstein et al.			
	5	0	6	1	2	6	3	10/29/91	Yamazaki et al.			
	5	0	6	5	7	6	8	11/19/91	Coleman et al.			
	5	0	7	8	9	6	8	1/07/92	Nason			
	5	0	8	1	8	7	2	1/21/92	Greter			
	5	0	8	5	3	3	2	2/04/92	Gettiq et al.			
	5	0	9	6	0	6	2	3/17/92	Burkardt et al.			
	5	1	4	9	5	0	6	9/22/92	Skiba et al.			
	5	1	5	6	8	1	3	10/20/92	Calhoun			
	5	1	6	9	6	0	2	12/08/92	Pang et al.			
	5	1	8	4	7	4	6	2/09/93	Moore et al.			

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		5	1	9	9	5	9	7	4/06/93	Gladish			
		5	2	0	0	1	5	3	4/06/93	Carr et al.			
		5	2	0	2	0	9	3	4/13/93	Cloyd			
		5	2	0	9	7	3	3	5/11/93	Lever et al.			
		5	2	1	5	7	1	7	6/01/93	Conant et al.			
		5	2	3	2	1	1	1	8/03/93	Burns			
		5	2	3	2	6	6	9	8/03/93	Pardinas			
		5	2	3	8	6	4	9	8/24/93	Nason			
		5	2	4	6	8	5	6	9/21/93	Gaarslev			
		5	2	5	4	3	1	4	10/19/93	Yu et al.			
		5	2	6	6	2	6	6	11/30/93	Nason			
		5	2	6	8	1	4	8	12/07/93	Seymour			
		5	2	9	7	5	9	9	3/29/94	Bucheli			
		5	3	2	6	5	3	4	7/05/94	Yamazaki et al.			
		5	3	2	8	0	4	1	7/12/94	Hook et al.			
		5	3	3	4	3	4	8	8/02/94	Saito et al.			
		5	3	9	5	3	6	5	3/07/95	Weiler et al.			
		5	4	3	3	3	3	0	7/18/95	Yatsko et al.			

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	5	4	3	3	7	1	6	7/18/95	Leopardi et al.			
	5	4	5	6	8	8	7	10/10/95	Calvo et al.			
	5	4	5	8	8	5	4	10/17/95	Burns			
	5	4	6	2	8	8	1	10/31/95	Perlman			
	5	4	7	1	7	0	6	12/05/95	Wallock et al.			
	5	5	0	5	3	2	6	4/09/96	Junko			
	5	5	1	4	3	3	9	5/07/96	Leopardi et al.			
	5	5	2	5	3	0	4	6/11/96	Matsson et al.			
	5	5	2	7	5	1	3	6/18/96	Burns			
	5	5	4	3	1	1	5	8/06/96	Karakawa			
	5	5	4	5	3	7	5	8/13/96	Tropsha et al.			
	5	5	6	6	8	5	9	10/22/96	Willis et al.			
	5	5	7	8	2	7	2	11/26/96	Koch et al.			
	5	6	0	4	1	0	1	2/18/97	Hanley et al.			
	5	6	2	3	9	4	2	4/29/97	Pestes et al.			
	5	6	2	4	5	5	4	4/29/97	Faulkner et al.			
	5	6	3	2	3	9	6	5/27/97	Burns			
	5	6	3	7	0	9	9	6/10/97	Durdin et al.			

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		5	7	0	7	5	8	9	1/13/98	Fullemann			
		5	8	0	0	7	8	5	9/01/98	Bochner			
		5	8	5	1	4	9	1	12/22/98	Moulton			
		5	9	1	5	5	7	7	6/29/99	Levine			
		5	9	3	5	8	6	4	8/10/99	Schramm et al.			
		5	9	8	9	6	9	2	11/23/99	Brown			
		6	0	5	4	0	9	9	4/25/00	Levy			

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EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
			D	2	7	0	9	6	5/25/1897	Wetherald			
		D	2	8	2	4	8	8	2/04/86	Kalen			
		5	2	2	3	2	2	5	6/29/93	Gautsch			
		5	7	1	4	1	2	5	2/03/98	Sagstetter			

FOREIGN PATENT DOCUMENTS														
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
		0	5	2	1	2	9	9	27.05.92	EPO			X	

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

EXAMINER	DATE CONSIDERED
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U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
		4	5	8	2	2	0	7	4/15/86	Howard et al.			
		5	8	7	4	0	4	8	2/23/99	Seto et al.			
		5	8	8	8	8	3	1	3/30/99	Gautsch			

FOREIGN PATENT DOCUMENTS														
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
		0	5	2	1	2	9	9	07.01.93	EPO			X	
		9	9	4	5	3	6	0	10.09.99	PCT			X	
		0	0	0	0	8	1	2	06.01.00	PCT			X	

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

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U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
		2	9	0	6	4	2	3	7/18/56	Sandhage	215	47	
		6	1	4	5	6	8	8	11/14/00	Smith	220	259	

FOREIGN PATENT DOCUMENTS														
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

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U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
		3	1	4	3	2	3	5	8/04/64	Lowen	215	40	
		3	6	5	3	5	2	8	4/04/72	Wimmer	215	38	
		3	9	3	0	4	1	3	1/06/76	Laird et al.	73	421	
		4	0	1	1	9	6	1	3/15/77	Widen et al.	215	232	
		4	3	4	9	0	3	5	9/14/82	Thomas et al.	128	766	
		4	4	1	6	6	6	1	11/22/83	Norman et al.	604	86	
		4	9	9	5	5	2	1	2/26/91	von Schuckmann	215	249	
		5	3	4	4	4	1	7	9/06/94	Wadsworth, Jr.	604	414	

FOREIGN PATENT DOCUMENTS														
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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